

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

## **An Act Regarding Prequalification Standards for Contractors**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 5 MRSA §1742, sub-§25**, as amended by PL 2009, c. 1, Pt. CC, §1, is further amended to read:

**25. Sites for child care programs.** To review, in cooperation with the Office of Child Care Coordination in the Department of Health and Human Services, feasible sites for child care programs offered primarily as a service to state employees pursuant to Title 22, section 8307, subsection 2; and

**Sec. 2. 5 MRSA §1742, sub-§26**, as amended by PL 2009, c. 1, Pt. CC, §§2 and 3, is further amended to read:

**26. Rental income.** To credit income from the rental of facilities in Limestone to the Department of Administrative and Financial Services, Bureau of General Services, Other Special Revenue Funds account. These funds must be used for repairs, capital improvements and other costs of managing the facilities operated by the Maine Military Authority in Limestone.

Notwithstanding any other provision of law and except when the Governor in the case of an emergency pursuant to Title 37-B, section 742 or 744 needs money for disaster relief the Governor may transfer no more than 10% of the balance of the rental income, the department also may recommend that:

A. Part of the rental income collected by the Department of Administrative and Financial Services, Bureau of General Services pursuant to this subsection be transferred to the General Fund as undedicated revenue;

B. Part of the rental income collected by the Department of Administrative and Financial Services, Bureau of General Services pursuant to this subsection be transferred to the Department of Defense, Veterans and Emergency Management, Maine National Guard Education Assistance Pilot Program, Other Special Revenue Funds account for tuition assistance;

C. Part of the rental income collected by the Department of Administrative and Financial Services, Bureau of General Services pursuant to this subsection be transferred to the Department of Defense, Veterans and Emergency Management, Maine National Guard Education Assistance Pilot Program, Other Special Revenue Funds account for the reimbursement of the purchase of supplemental life insurance as provided for in the provisions of Title 37-B, section 390-B;

D. Beginning July 1, 2007, part of the rental income collected by the Department of Administrative and Financial Services, Bureau of General Services pursuant to this subsection be transferred to the Department of Defense, Veterans and Emergency Management for maintenance and repair of National Guard armories in the State; and

E. Part of the rental income collected by the Department of Administrative and Financial Services, Bureau of General Services pursuant to this subsection be transferred to the Department of Defense, Veterans and Emergency Management, Disaster Assistance Relief, Other Special Revenue Funds account for disaster assistance; and

**Sec. 3. 5 MRSA §1742, sub-§28** is enacted to read:

**28. Prequalification.** To prequalify annually bidders for construction of public improvement projects.

**Sec. 4. Prequalification and renewal process.** The Department of Administrative and Financial Services, Bureau of General Services shall adopt, by January 1, 2012, a process to prequalify and renew the prequalification of contractors bidding on public improvement projects on an annual basis that is the same as the prequalification process used by the Department of Transportation under the Maine Revised Statutes, Title 23, chapter 410 for bidders for contracts for transportation infrastructure projects.

## SUMMARY

This bill directs the Department of Administrative and Financial Services, Bureau of General Services to adopt the same annual contractor prequalification process as the Department of Transportation by January 1, 2012. It also directs the Bureau of General Services to adopt the same renewal prequalification process as the Department of Transportation.